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6 *Attorneys for Defendant Annette Morrison*

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9 JT3, LLC, as Plan Administrator and on behalf
10 of the JT3 LLC Savings Plan,

Case No.: 2:17-CV-01471-APG-CWH

11 Plaintiffs,

12 **STIPULATION AND ORDER TO**
DEPOSIT AND DISBURSE FUNDS

13 Vs.

14 Annette Aguirre, et al.,

15 Defendants

16 Plaintiffs JT3, LLC, as Plan Administrator and on behalf of the JT3 LLC Savings Plan
17 (hereinafter “JT3”); Defendants Annette Aguirre, Patricia J. Aguirre, Alexander James Aguirre,
18 Mary K. Volio, Elizabeth Broskoff, Christina Garcia, Rachel Aguirre, Matthew Aguirre, Jessica
19 Aguirre, Gemma Aguirre, Michael Fleming and Jason Fleming (hereinafter the “Aguirre
20 Defendants”); and Defendant Annette Morrison (collectively the “Parties”) by and through their
21 undersigned counsel, hereby stipulate and agree as follows:

22
23 1. The Parties have reached an agreement regarding entitlement to certain funds
24 payable by reason of the death of Robert L. Aguirre, who was a participant in JT3 LLC’s
25 Savings Plan (hereinafter “Funds”).

1 2. The Parties stipulate to allow JT3 to deposit the funds of approximately
2

3 \$150,000.00 with the Registry of the Court, minus \$7,033.28 for JT3's attorney's fees and
4 \$2,535.45 in costs.

5 3. Upon the deposit of these funds, JT3 will be discharged from any and all liability
6 as to the death benefit that is the subject matter of JT3's Complaint in Interpleader (ECF No. 1.)

7 4. The Parties further stipulate and jointly move the Court for an Order directing the
8 Clerk to pay the entire balance of the deposited funds to the order of "Hutchison & Steffen,
9 PLLC Trust Account. This check is to be delivered to the offices of Defendant Annette
10 Morrison's counsel of record: Hutchison & Steffen, PLLC, attn.: Todd L. Moody, Esq., 10080
11 W. Alta Drive, Suite 200, Las Vegas, Nevada, 89145.

12 5. The disbursement sought herein, once effectuated, will result in the voluntary and
13 joint dismissal of the above-captioned matter, with prejudice.

14 Dated this 21st day of February, 2018.

15 JACKSON LEWIS P.C.

16 */s/ Mahna Pourshaban*

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21 Attorneys for JT3, LLC

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23 */s/ Todd L. Moody*

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30 Attorneys for Defendant Annette Morrison

31 */s/ Annette Aguirre*

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37 Attorney for Defendants (except Annette Morrison)

ORDER

GOOD CAUSE APPEARING, AND BY STIPULATION OF THE PARTIES, IT IS
HEREBY ORDERED that the Plaintiff JT3 LLC shall deposit surplus funds (approximately
\$150,000.00) minus \$7,033.28 for JT3's attorney's fees and \$2,535.45 in costs. Once the
deposited funds have cleared, the Clerk of Court shall disburse to the entire balance of the
deposited funds to the order of "Hutchison & Steffen, PLLC Trust Account. This check is to be
delivered to the offices of Defendant Annette Morrison's counsel of record: Hutchison &
Steffen, PLLC, attn.: Todd L. Moody, Esq., 10080 W. Alta Drive, Suite 200, Las Vegas, Nevada,
89145.

IT IS SO ORDERED.

Dated: March 15, 2018

By: 
HONORABLE ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE